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Practitioner's Docket No. MPI98-093P2RCP3DV1RCEM (formerly MNI-062CP2DV1)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Curtis, Rory A.J.  
Application No.: 09/587,111 Group No.: 1646  
Filed: June 2, 2000 Examiner: John D. Ulm  
For: NOVEL MEMBERS OF THE CAPSAICIN/VANILLOID RECEPTOR FAMILY  
OF PROTEINS AND USES THEREOF

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE

Dear Sir:

In response to the Office Action of April 13, 2004, Applicants respectfully request reexamination and reconsideration of the above-identified application in view of the following amendments and remarks.

**CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10\***

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

☒ deposited with the United States Postal Service in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.  
37 C.F.R. SECTION 1.8(a)

37 C.F.R. SECTION 1.10\*

☒ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Address"  
Mailing Label No.

**TRANSMISSION**

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

*Diana Gentile*

Date: July 8, 2004

Diana Gentile

(type or print name of person certifying)

**\*WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b). "Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.



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P.O. Box 1450  
Alexandria, VA 22313-1450**

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith for this application is/are:
  - a. This Amendment Transmittal (3 pages - in duplicate);
  - b. Amendment and Response (6 pages);
  - c. Copy of Revocation of Prior Powers of Attorney and Appointment of New Power of Attorney filed April 28, 2003 (2 pages);
  - d. Copy of Change of Attorney Docket Number filed April 28, 2003 (1 page);
  - e. Statement of Limited Recognition under 37 C.F.R. §10.9(b) for Mario Cloutier (1 page);
  - f. Return Postcard.

**STATUS**

2. Applicant is other than a small entity.

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**37 C.F.R. SECTION 1.8(a)**

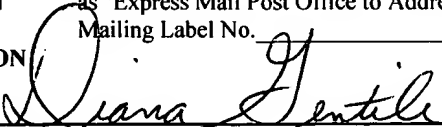
**37 C.F.R. SECTION 1.10\***

- ☒ with sufficient postage as first class mail.

☐ as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_

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\_\_\_\_\_  
Signature

Date: July 8, 2004

Diana Gentile  
(type or print name of person certifying)

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**PETITION FOR EXTENSION OF TIME**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(3)) for a \_\_\_\_\_ month extension:

Fee: \$0.00

Extension fee due with this request \$0.00

If an additional extension of time is required, please consider this a petition therefor.

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	OTHER THAN A SMALL ENTITY	
Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra	Rate	Addit. Fee
Total	20	Minus	50	=	0	\$18.00 = \$0.00
Indep.	4	Minus	6	=	0	\$86.00 = \$0.00
First Presentation of Multiple Dependent Claims			0		\$290.00 =	\$0.00
					Total Addit. Fee	\$0.00

Total additional fee for claims required \$0.00

**FEE PAYMENT**

5. Charge Account No. 501668 the sum of \$0.00 (which includes the \$0.00 extension fee and the \$0.00 additional fee for claims). A duplicate of this transmittal is attached.

**FEE DEFICIENCY**

6. If any additional extension and/or fee is required, charge Account No. 501668.  
If any additional fee for claims is required, charge Account No. 501668.

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7. Correspondence Address

Direct all future correspondence to:

Customer Number 30405

OR

Intellectual Property Department  
MILLENNIUM PHARMACEUTICALS, INC.  
40 Landsdowne Street  
Cambridge, MA 02139

July 8, 2004

MILLENNIUM PHARMACEUTICALS, INC.

By



Mario Cloutier

Limited Recognition under 37 C.F.R. §10.9(b)

40 Landsdowne Street

Cambridge, MA 02139

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